

**VILLAGE OF ANGEL FIRE**  
**Council Regular Meeting Minutes**  
**Tuesday January 10<sup>th</sup>, 2012 at the Village Hall**

**I. Call to Order**

Mayor Hamilton called the meeting to order at 5:30 PM

**II. Pledge of Allegiance**

Mayor Hamilton called for the Pledge of Allegiance.

**III. Roll Call**

Present were Mayor Hamilton, Mayor Pro-tem Howe, Councilor Germscheid, Councilor May, Councilor Welker. Also present was Village Clerk Terry Cordova. A full quorum was present.

**IV. Approval of Agenda**

Mayor Pro-tem Howe made the motion to approve the agenda. Councilor May seconded the motion. Motion carried 4-0.

**V. Consent Agenda**

1. Consider Approval of the December 13th Council Work Session Minutes

2. Consider Approval of the December 13th Regular Council meeting Minutes

3. Consider Approval of the Precinct Workers for the Regular Municipal Election

Mayor Pro-tem Howe made the motion to approval the consent agenda. Councilor May seconded.

Councilor Welker pointed out an error in the minutes for December 13<sup>th</sup> work session. Village

Clerk Terry Cordova will make those corrections. Motion Carried 4-0

**VI. Requests and Responses from the Audience (Limited to 3 minutes)**

1. Mike Collins – talked about plans to support this year's Mardi Gras Parade

2. Peggy Trott- applauded the Fire Department for a job well done

3. Greg Battershell –would like to see more transparency in local government

**VII. Announcements and Proclamations –None**

**VIII. Reports**

a. **Governing Reports** –Mayor Pro-tem Howe gave an update on the redistricting. Our district will now be 40 which will be all of Mora county, all of Colfax county and pieces of Rio Arriba county. The district is losing part of its land mass on the east side and is moving south and west just a touch and will be a more compact district. Representative Thomas Garcia from Ocate and Representative Salazar from Rio Arriba may potentially run against each other in the next election.

Councilor Welker reported that at the last roads committee meeting that the committee gave their approval to place Peter Peters and Ken Ching on the committee.

b. **Administrator's Reports – None**

1) Staff Reports

2) **Old Business**

A. Consider Approval of Proposed Amendments to Title 9 Case Z-01-11 2<sup>nd</sup> Reading (Public Hearing)

Mark Rivera Community Development Director explained that this was a second read to make changes to title 9. Mayor Hamilton opened the public hearing at 5:42pm, with no input it was closed at 5:42pm. Mayor Pro-tem Howe made the motion to approve the second reading of an ordinance amending chapters six, seven, ten, eleven and twelve of title nine of the Village code. Councilor Welker seconded. Councilor Germscheid would like to amend the propane tank portion of this to include new construction and that they have to be fenced in to keep in line with state statute. Mark Rivera explained that the Village our code in 2000 had one of those previsions that was meant to be used to screen in a homeowner's propane tank from all public view. But the state only required you to screen three sides and one of those side had to be facing the house. The first part was taken out and the state part was left in the code. Mayor Pro-tem Howe asked if we eliminate this part will we still be complying with state statue. Mark stated that it is already part of our code but that there are only 8 inspectors for the whole state and that it was not part of our building inspector's duties. Councilor Germscheid made the motion that to leave in the propane tank portion as it currently reads.

Councilor May seconded. Motion carried 4-0 The original motion carried 4-0 with Mayor Pro-tem Howe -aye, Councilor Germscheid -aye, Councilor May-aye, Councilor Welker -aye

2)

#### New Business

##### A. Executive Session Per NMSA 10-15-1H (2)

###### 1. Personnel Matters

###### 1. Contract between Tomas Benavidez and the Village Of Angel Fire

Mayor Pro-tem Howe made the motion to go into executive session at 5:48pm Councilor May seconded. Motion carried 4-0 with Mayor Pro-tem Howe -aye, Councilor Germscheid -aye, Councilor May-aye, Councilor Welker -aye.

Council returned from executive session at 6:15. Mayor Hamilton stated that only the items on the agenda were discussed and no decisions were made.

##### B. Consider Approval of Resolution 2012-02 Establishing the Open Meetings Act

Terry Cordova Village Clerk explained that each year the council was to approve the open meetings act. This item satisfies that requirement. Mayor Pro-tem Howe made the motion to approve resolution 2012-02 establishing the open meetings act. Councilor Welker seconded. With no decision the motion carried 4-0 with Mayor Pro-tem Howe -aye, Councilor Germscheid -aye, Councilor May-aye, Councilor Welker-aye

##### C. Consider Approval of Resolution 2012-03 Accepting 1,500 feet of water and wastewater extension lines along Fria Road

Mark Rivera Community Development Director explained that this was part of the RV resort project. The water department placed these lines in before winter hit and gives their approval for acceptance. Mayor Pro-tem Howe made the motion to approve resolution 2012-03 accepting the extension of 1,500 feet of water and wastewater lines along Fria road intended to provide utilities for the Angel Fire RV resort. Councilor May seconded. Councilors Germscheid and May disclosed that they work for the resort. The other council members did not have any objection in their voting. With no discussion the motion carried 4-0 with Mayor Pro-tem Howe -aye, Councilor Germscheid -aye, Councilor May-aye, Councilor Welker -aye

##### D. Consider Approval of a contract between Tomas Benavidez and the Village of Angel Fire for Interim Administrator

Mayor Hamilton explained the process that was taken for placing Tomas Benavidez in this position. Tomas was identified by the council as the top candidate. This past weekend we were in negotiations with Tomas and I have brought to the council a proposed contract for their consideration. Mayor Pro-tem Howe made the motion to amend the proposed contract as follows, section 3.6 shall read "while interim", section 5 will be removed, and section 8 will be removed. Mayor is authorized to negotiate the final contract. Councilor May seconded and clarified that it was 8B that was to be removed. With no further discussion the motion carried 4-0

##### E. Consider Approval of Resolution 2012-04 For FY 10-12 Budget Adjustments

Lupita de Herrera Finance Director opened by saying that we have two grants for the fire department one of them with a match of \$1,466.00 and one with a match of \$647.00 both have been taken out of the general fund and will be moved to the Fire department. The Village was awarded a grant with the Water Trust Board that was not placed in the budget under debt services. Also the debt service for the grapple truck was also not placed in the budget. It should be noted that this debt will be paid off in April of this year. Mayor Pro-tem Howe made the motion to approve resolution 2012-04 to increase the 2011/2012 annual budget. Councilor Germscheid seconded. With no discussion the motion carried 4-0 with Mayor Pro-tem Howe-aye, Councilor Germscheid -aye, Councilor May -aye, Councilor Welker -aye

#### X. Adjournment

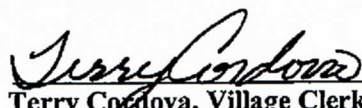
Mayor Pro-tem Howe made the motion to adjourn the meeting at 6:26 pm Councilor Welker Second the motion. Motion carried 4-0.

Passed, Approved and Adopted on this 24<sup>th</sup> day of January 2012.



Stuart Hamilton, Mayor

ATTEST:

  
Terry Cordova, Village Clerk